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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/294,656	04/19/1999	MICHAEL J. CUSSON	ORACLE01.001	6372

7590 10/01/2004

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EXAMINER
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COLBERT, ELLA

ART UNIT	PAPER NUMBER
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3624

DATE MAILED: 10/01/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

### Response to Amendment

1. Claims 24-35, 53-60, 84-93, and 112-131 are pending. Claims 24-35, 53-60, and 84-93 have been cancelled in response to the Election/Restriction Requirement. Group II, claims 112-131 have been elected without traverse in this response filed 07/02/04 entered as Election.
2. The IDS filed 07/02/04 has been considered.
3. The corrected Drawings filed 07/02/04 have been reviewed and accepted.
4. The Specification filed 07/02/04 still remains objected to for the reason(s) addressed here below in this communication.

The Amendment filed on 07/02/04 is not fully responsive to the prior Office action because of the following omission(s) or matter(s): the Applicants' reply does not comply with 37 C.F.R. 1.111 (b) because it does not include arguments pointing out specific distinctions believed to render the Elected claims which were newly added claims 112-131 in the communication of 03/22/02; amend the Specification on Page 4, line 26 which reads "..., see pages 30-5 through 30-11 of the". This objection has been in at least two Office actions and has not been amended or addressed. This line should be amended to read "..., see pages 5-30 of the". The "Leverenz" reference has been requested to be resubmitted in at least two Office actions because it is missing from the file and the reference has not been never been received. See 37 C.F.R. 1.11 (b). Since the above-mentioned reply appears to be *bona fide*, applicants' are given a time period of **ONE (1) MONTH OR THIRTY (30) DAYS** from the mailing of this notice,

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whichever is longer, within which to supply the omission or correction in order to avoid abandonment. Extensions of this time period maybe granted under 37 CFR 1.136 (a).

This action is **NON-FINAL**. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Ella Colbert whose telephone number is 703-308-7064. The examiner can normally be reached on Monday-Thursday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Vincent Millin can be reached on 703-308-1038. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



E. Colbert

September 27, 2004